

**CHESTERFIELD COUNTY COUNCIL
REGULAR MEETING
COUNTY COUNCIL MULTI-PURPOSE BUILDING
July 10, 2013 9:00 A.M.**

PRESENT: Chairman J. Matthew Rivers, Vice-Chair Lenora V. Powe, Council Members: Gerald L. Miller, Bruce E. Rivers, Douglas A. Curtis, Robert G. Cole, Kenneth A. Johnson and Crawford Moore.

ABSENT: Council Member G. Franklin Plyler

OTHERS PRESENT: Denise Douglass – Administrator; Susie Boswell – Clerk to Council; Michelle Stanley – Finance Director; C. Heath Ruffner – County Attorney; Deepal S. Eliatamby – Alliance Consulting Engineers; John Sweeney, Pee Dee Regional Representative for Congressman Tom Rice; Lisa Gainey – Human Resource Director; Leighton Bell – The Link; Gary Phillips – Pageland Progressive Journal; Eddie O’Cain – The Humane Society; Sheriff Rob Lee; Leon Douglas, Linda Teal, Willard Allison, R.P. Presson and Brenda Workman – CCEDB. There were others attending the meeting who did not sign the sign-in-sheet.

CALL TO ORDER AND PRAYER

Chairman J. Matthew Rivers welcomed everyone and Council Member Bruce E. Rivers opened the meeting with prayer.

ADOPTION OF AGENDA

Council Member Moore made a motion to adopt the July 10, 2013 meeting agenda with any amendments approved by Council. Council Member Cole seconded the motion. Voting in favor of the motion was unanimous.

APPROVAL OF MINUTES

Council Member Powe made a motion to adopt the June 5, 2013 Regular Meeting minutes with approved changes. Council Member Miller seconded the motion. Voting in favor of the motion was unanimous.

SIGNING OF BONDS, PAYROLL, AND AUTHORIZATIONS

None

APPOINTMENTS

a. The Honorable Sheriff Rob Lee

Thanked Council for allowing him to come talk with them. Presented Council with a proposal to up fit the armory. He stated that when he got here he only had 10 days to prepare a

budget and he thought that they had prepared a wonderful budget and that he thought it was pretty spot on as to the cost to operate the department in the fiscal year. During the course of the 90 days that he has been here, he stated that Council had reconstructed county government which has included an influx of personnel into the Sheriff's Department from other areas of Chesterfield County and now they were busting at the seams. He stated that he had gone by and looked at the armory and that for a minimum cost they could up fit the armory and house his law enforcement personnel there, sheriff's deputies, his investigation and his dog team. They have already done upgrades to the facility such as laying down hardwood floors, fixed the lighting and they are in the process of fixing all the plumbing. He advised that they are doing all this themselves and are using the shop for projects that they can't handle such as electricity and moving large objects out of the armory. The initial cost to do what they are trying to accomplish at the armory was estimated through a proposal that was submitted at one point for \$4,000,000.00 and he stated that they will do it for \$30,000.00. He stated that they were asking Council to approve through their facilities bond up to \$30,000.00 for them to use to buy materials and they will do all the labor and match those funds dollar for dollar, so for every dollar the County gives them, he will use the drug money and match it dollar per dollar. So, basically for \$60,000.00 they will move their field operations over to the armory and the administration portion of the Sheriff's Department will stay housed at the health center. He stated that they are trying hard to save the county money and gave an example of how they can save the County money. He asked that Council look over the proposal and see all the work they had done and that they clearly want to up fit this building and again save the County a lot of money. Thanked Council for their time.

Council Member Bruce E. Rivers made a motion to proceed with the recommendation of the Sheriff. Council Member Curtis seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

b. Eddie O'Cain, Humane Society

Good morning. I'm not going to go back in the past about things that happened in 2011. Basically, just wanted to come by and mention how proud I am especially in the changes and with the positives that are going on. I met with the staff when I did a visitation about a month ago. It is tremendous what's going on. Ms. Dainelle and her staff, the enthusiasm of what they are about, the education they have gotten, the changes they have made. It has accomplished everything that I originally had asked as part of the task that I was given by the AG's Office. The different things that have been going on down there. I don't know if you folks have been by or have talked to these folks. I talk to them quite regular. I'm up here when I can. The facility looks great, the changes that have been made with the quarantine area, everything that they are doing just on intake matches or supersedes a lot of the bigger shelters in the bigger counties. They have changed. They initiated their intake process and paper flow. The big thing that has been done was putting in your policies which has made a big difference. They have something they can follow, anybody that leaves or is replaced, they have something they can

walk in and know exactly what is going on, which was one of the issues from the past. There's a tremendous amount of things that have been done there and I would like to take a moment and congratulate you on what you have done and what you have accomplished and I know budgets and everything else has been very tight and you have accomplished more than what we had originally asked. Just briefly, between the employees, the new accurate record keeping, something that we originally looked at and the computer program and paper work flow, the accountability has changed tremendously. They know where the animal came from, they know when it got there and what the process was once it came into the shelter. They now have something to work with to get that animal adopted. There is a tremendous amount of work going on through all the rescue groups out here. Their networking is the same as any big facility that has been doing this a number of years. They are communicating across not only this State but other States and working with these rescue groups to help move these animals. There's people who have been doing this for years and years who haven't caught on this quick. This staff is unbelievable, their clean and they are working at the details, making sure that everything is done so they don't have to spend more money on issues with animals being sick while they are there and that's something that really jumped out at me when I was here a month ago. This is something else that has changed. I put them in touch with other facilities that do have a good cleaning program. They have done a lot of research and they have looked into this. They know what chemicals to use. They are alternating chemicals so that it doesn't get into the ground and into the concrete and create problems. They are looking at each angle of this based on how we originally looked at this. Complaints, we haven't given any citations and not received a complaint in over a year of any kind. The Governor's Office and the AG's Office from my understanding has not received any complaints in about that period of time. That by itself is tremendous. There are a couple of things that maybe in the future you guys could look at. The office that is there makes it kind of difficult for folks coming in who want to consider adopting. There's not a lot of space in there between trying to organize, with the computer, trying to talk with people, filing, there's boxes everywhere. It's a pretty small trailer which is adequate but I would ask that you maybe look at something in the future. Maybe you know of a room some place you could store some of their files and help them out on some sort of secure storage. Maybe look at a way they could have a little bit more room when they are trying to interview potential adoptees or these rescue groups want to adopt. The other thing I would ask you to look at, and I know you guys are working on it, is at a minimum of putting some walls up before winter comes in or next winter to help out with the animals in that big area who are possibly in the air and outside conditions. It possibly could help with some of your cost on the heating in the winter. I know you're spending a lot with the heaters that you have trying to heat that area with the ventilation like it is but these are minor compared to what you have accomplished so far. I basically just wanted to thank you for everything you have done and it's made my job real easy. Thanks very much.

COUNCIL MEMBER CURTIS: As far as the euthanasia procedures and those items, are they being stored?

EDDIE O'CAIN: Yes, sir.

COUNCIL MEMBER CURTIS: Okay.

EDDIE O'CAIN: They surpass what most facilities, including what vet's offices are doing. They have a system set up where not only one person, but two people have to get in to it. It's secured in a box within another box. They have gone those extra steps and you also have a camera system watching it, you know, where you can go back and let other people supervise or supervise what's going on. So you've gone way beyond what most facilities are doing.

COUNCIL MEMBER CURTIS: Actually staff has gone way beyond and I congratulate them.

EDDIE O'CAIN: Yes, sir and I can't say enough about the staff and their enthusiasm. A lot of places I go to the staff are burnt out and even where they have only been going at it a short period of time. This job is not one that most people can handle. The calls of the day, the activities and everything that comes with it. Staff gets burned out real quick but the enthusiasm over there is unbelievable. I'm very happy that I have been able to work with them and with you folks and I will continue working with you as long as you allow me to help you. Anything I can do to help you guys, please call me. The staff knows how to get in touch with me. Thank you very much for giving me your time.

CHAIRMAN RIVERS: Thank you and we appreciate you working and your efforts too for us and again echo the comments about our staff, they are doing a good job. We appreciate the oversight that you have provided. Thank you sir.

PUBLIC COMMENTS

None

PUBLIC HEARINGS

a. 2013 Tax Anticipation Note Ordinance – Public Hearing

Council Member Powe made a motion to open public hearing. Council Member Moore seconded the motion. Voting in favor of the motion was unanimous. There were no oral comments from the public made nor were any written comments received.

Council Member Moore made a motion to close public hearing. Council Member Powe seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

ORDINANCE READINGS AND RESOLUTIONS

a. 2013 Tax Anticipation Note Ordinance – 3rd Reading

Council Member Moore made a motion to pass 3rd Reading. Council Member Cole seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

STANDING COMMITTEE REPORTS

None

ITEMS SUBMITTED BY COUNCIL

Pee Dee Regional Health Services District Board – Moore

Council Member Moore made a motion to appoint Mr. John Goodwin and Ms. Carol Newsom to the Pee Dee Regional Health Services District Board. Council Member Johnson seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

ITEMS SUBMITTED BY STAFF

None

UNFINISHED BUSINESS

None

NEW BUSINESS

None

ANNOUNCEMENTS

Council Member Moore

None

Council Member Bruce E. Rivers

Asked that Administrator Douglass follow up with the Aldridges regarding the litter problem and advise them that this matter is being addressed.

Council Member Curtis

None

Vice-Chair Powe

Rev. John Lynn, who use to come and pray for us sometime will be funeralized today at 1:00 pm.

Council Member Miller

None

Council Member Johnson

None

Council Member Plyler

None

Council Member Cole

None

Chairman J. Matthew Rivers

Recognized Mr. John Sweeney who is a representative of Congressman Tom Rice's Office.

EXECUTIVE SESSION

Chairman J. Matthew Rivers recommended Council enter into Executive Session in accordance with S.C. Law, Section 30-40-70 of the S.C. Code of Laws, to discuss the following three proposed items: (a) Economic Development (b) Personnel and (c) Contractual.

Chairman Rivers: We have three proposed items. I personally have a question with a couple of them so I would suggest we take an individual vote unless Council wants to do them all.

Council Member Johnson: I say let's do them all. That's the way we always do it, don't we?

Council Member Bruce E. Rivers: Absolutely.

Chairman Rivers: The only problem with doing them all, we may bog down but we'll deal with that. We'll start with, we have a motion to go into Economic Development, well let's do this way. We'll take the motion and then we will open discussion. Is there a motion to go into Executive Session on the following three items? Evidently there was an issue with Economic Development that needs to be talked in closed session. Second of all there is an issue on personnel that needs to be talked in closed session and third there is a contractual matter for closed session, is there a motion?

Council Member Johnson: I so move.

Chairman Rivers: There is a motion.

Council Member Miller: I second it.

Chairman Rivers: There is a second by Mr. Miller, is there any discussion?

Chairman Rivers: I have some discussion. Now, I understand the Economic Development, there's no question really to be asked about that. I understand the background to that and so, the location of industry should be first as it is. On the contractual, I understand there was an issue with a present contract and/or the performance of that contract. My question is simply to Council, is that to be done in closed session? I don't recall a time we have gone into closed

session on the performance in a contract. I understand we have gone many time into closed session on entering into a contract or taking legal advice about that contract but not in the performance of an existing contract. Why would that not be done in public?

Council Member Curtis: That would be a question for our attorney. Any reason why it can't be done or shouldn't be done in Executive Session?

Attorney Heath Ruffner: The only reason under the Statute that you would go into Executive Session on a contractual would be if you need to receive legal advice.

Chairman Rivers: Are there any legal advice foreseen in this matter that you know of, do you?

Attorney Heath Ruffner: I don't really know what the issue is.

Chairman Rivers: Well, I understand it's a performance issue. I don't understand why a lawyer would be involved in a performance issue of a contract. I'm not trying to be a stickler but I think we ought to go in closed session on a limited manner. I think things should be done transparent to the public and I don't see any reason to talk about a performance of a contractual matter in closed session.

Council Member Bruce E. Rivers: Are we talking about our ambulance service?

Chairman Rivers: That's what I understand.

Council Member Bruce E. Rivers: I think that needs to be discussed in open session folks.

Chairman Rivers: That's what I'm saying.

Council Member Bruce E. Rivers: I'll agree. It needs to be in open session. We talking about a performance issue with a contract, that needs to be in open session. Folks need to be aware of what is going on.

Chairman Rivers: Alright. That's why I suggested we do these one at a time. Now, here we are with a motion that's failing already. So are we going to rescind the motion to go individually because we got a motion on the floor to go into all three so we got to go into all three if we keep going with this motion or do we rescind this motion and take them individually?

Council Member Bruce E. Rivers: Mr. Chairman, if it's in order, I think we can still do the three and when we get to contractual, don't even discuss it, move back into open session and discuss that portion of them.

Chairman Rivers: I think I would be more comfortable if we didn't, you follow me. It's going to be a hard thing ----

Council Member Johnson: I'll make a motion to go into Executive Session to discuss Economic Development and Personnel .

Council Member Curtis: I'll second it.

Chairman Rivers: Okay.

Council Member Johnson: That will take care of that want it?

Chairman Rivers: Okay. So you are rescinding the first motion?

Council Member Johnson: Yes, sir.

Chairman Rivers: Now, alright so that will strike the contractual. Now on the contractual, the way I think it ought to be addressed since it was on the agenda, so I think Mr. Miller it's the issue you wanted. If you want to talk about that in open session when we come out you can talk about that matter in open session if you desire. Alright, is that fine with Council?

Councilman Bruce E. Rivers: Mr. Chairman, I would request we go ahead and resolve this before we go into Executive Session.

Chairman Rivers: On the contractual?

Council Member Bruce E. Rivers: On the contractual.

Chairman Rivers: Alright. Mr. Miller the floor is yours.

Council Member Miller: Advised that he had been contacted by several citizens regarding the performance and response time of FirstHealth due to the number of transports being made for Chesterfield General Hospital by FirstHealth. Mr. Miller's question to the others was is this correct?

Administrator Douglass: I'm really not sure Mr. Miller. I know that when they are tied up they will get different ones to go.

Council Member Curtis: From what point?

Council Member Bruce E. Rivers: In Cheraw.

Council Member Miller: Stated that his understanding is that when that ambulance leaves Cheraw General Hospital then the one from Chesterfield goes to the hospital and the one from Jefferson goes to Chesterfield. Asked if anyone could correct me on that part?

Vice-Chair Powe: I have no idea.

Chairman Rivers: I have no idea.

Vice-Chair Powe: I think that what we probably need to do is to bring this up next month and have one of the members from FirstHealth to come and answer questions.

Council Member Curtis: Permission if I may. Ms. Douglass is there in the contract, which I don't recall, is there a number of minutes or a time that they are suppose to be at a call at a certain amount of time, is that in the contract?

Administrator Douglass: I don't think there is anything specifically saying that. What I recall in the contract is if their ambulance is tied up that is stationed right here or whatever they will pull or they'll pull from somewhere else if they have to. That's what I recall is in the contract. Whatever it takes to perform as stated.

Council Member Curtis: But the contract is between Chesterfield County and FirstHealth not Chesterfield General and FirstHealth.

Administrator Douglass: No, it's Chesterfield County.

Council Member Curtis: So, if I am understanding this correctly Mr. Miller, your concern is about response time.

Council Member Miller: Right, response time.

Council Member Curtis: Okay. With that being said, then that should be left up to FirstHealth. If they need a stationed ambulance, an additional ambulance at the hospital and let that contract be between them if they have got that many transports. Then again, I need more information.

Council Member Bruce E. Rivers: Mr. Chairman, if I may.

Chairman Rivers: Yes, sir

Council Member Bruce E. Rivers: Stated that about a year and a half ago, Mr. Hudson came before Council and discussed a problem FirstHealth was having with the hospital in Cheraw not using FirstHealth and that they had some meetings and supposedly ironed out all their differences and now it's turned the other way. They have more calls than they can handle at Cheraw because the doctors and the staff there are using the ambulance service and the problem that is happening on the Western end is that when these calls are being made from the Chesterfield General Hospital then these other ambulances that are stationed about have to be moved about which is just good business but the problem on that end is that's where the largest

number of calls are generated from. When that ambulance is on call up there, then they have another call, it sometimes don't get answered. He stated that Mr. Miller had been handling this and that he had not been involved that much but he knows it's a problem on the Western end of the County. He stated that he thought FirstHealth was doing a great job most of the time but on a few incidents they have not been able to deliver the goods and services on that end of the county. He advised he thought Council needed to have FirstHealth come before them and address the concerns that have come before them.

Chairman Rivers: Anything further Mr. Miller.

Council Member Miller: No, that's it.

Council Member Johnson: Stated that he just wanted to echo what Mr. Miller and Mr. Rivers were saying. He advised that he also had received several complaints. He suggested that the Administrator talk to them and tell them about the concerns on their end and see how they can address it. He stated that it may be like Mr. Curtis said, they may need to put another ambulance down there to do all the hospital stuff.

Council Member Curtis: At no additional charge.

Council Member Johnson: Yea. That's all I have.

Chairman Rivers: Good luck on that one. Okay. Alright, with that, are there any discussion in the other two items. I do have discussion on Item (b) personnel. Anytime I see an issue with personnel, it makes me a little jumpy so to speak. We do have a personnel procedure in the county which does not include us at this stage in the proposed matter. It potentially could in the future. We have had this matter before where we have a protocol which we may or may not be a part of. If some of you Council members remember, this has come up from time to time and if certain appellate procedures are pursued then we may or may not be required to discuss this in the future. Now, that this item is even before us, that is my first concern. My second concern is I'm assuming if I understand, this is about certain individuals that have been indicted allegedly in their capacity of working for the public in the public we work for. At this present, it's nothing that nobody don't know. It's where the Statewide Grand Jury has indicted three individuals in this county, all of whom of course are awaiting trial or disposition of those matters. I assume this matter is about two of those. My second problem is that personnel should be and I thought it was the consensus of Council and evidently I'm wrong, that personnel is handled through the administrator, that's my second concern. I didn't know I was part-time administrator in addition to council member. My third concern is that if we go into closed session about this then it gives an air, at least to some of us, you may feel differently, that persons who work for the government, who are indicted by the government for their government work and/or misdeed, of course they are presumed innocent, that it would give an air that some of us feel otherwise, that they should continue to receive pay from the county. I have a clear position. I'm talking about me as one of nine council members. I think somebody that is indicted by a Grand Jury should

not receive their continued pay by the government. I do not, me personally. I would be uncomfortable going into closed session to discuss otherwise. Those individuals on Council who feel that they should receive their pay in some form of manner, I think that ought to be said publically. I don't think that it ought to be said privately. I'll say that unequivocally and I think a lot of people and I don't mean and I'm an attorney, if anybody on this board ought to be for somebodies individual rights as a criminal defendant it should be me but I believe when you are indicted for misconduct in office, see that carries great weight. There is a Grand Jury procedure by which 18 persons felt that there was enough evidence to go forward. I certainly don't feel any of us as an individual have a right to question that Grand Jury whether that was appropriate and I would feel uncomfortable. I'm talking about myself. I'd like to here from the rest of the council members. I don't want it to give an air that somehow I felt that actions taken by which this county's administrative staff suspended those persons without pay that we ought to consider otherwise. I don't want to consider otherwise nor will I ever consider otherwise. I don't care who it was. I'd like to hear from some of the individual council members. Maybe I'm a lone wolf on this but I say this publically. I want this council to be transparent in this. I have nothing to say in closed session.

Council Member Bruce E. Rivers: Chairman, I agree with you 100%. I back the administrator. She made the decision. I think it's just and fair until it is resolved they should stay suspended without pay.

Chairman Rivers: Yes, sir. I would like to hear from those individuals who feel otherwise.

Councilman Curtis: Mr. Chairman, you represent people every day that should be presumed innocent until proven guilty.

Chairman Rivers: Correct.

Council Member Curtis: Now, I have got other issues besides the monetary that I want to discuss in closed session because it does deal with personnel and therefore I feel like we should move forward. If you don't want to say nothing in executive session, you don't have to.

Chairman Rivers: I know that.

Council Member Curtis: That's typical, try to go around in my opinion and prevent us from going into executive session is not the appropriate thing to do.

Chairman Rivers: That's not what we are doing, we are going to take a vote.

Council Member Curtis: We have already voted to go into executive session.

Chairman Rivers: No, no, we have taken, we have made the motion, we are under discussion and then we take the vote councilman. We're not preventing the vote, we're going to have the vote, this is discussion.

Council Member Curtis: Well, I think the votes already been decided.

Chairman Rivers: We hadn't taken the vote. We made a motion. We had discussion.

Council Member Curtis: I understand but I think it's already been decided and it's coming.

Chairman Rivers: Fair enough.

Council Member Johnson: The last motion was to go into Executive Session on Economic Development and personnel.

Chairman Rivers: That's correct.

Council Member Johnson: Okay. That's on the table.

Chairman Rivers: That's on the table. Any discussion?

Council Member Moore: Are there any other items on the personnel besides the one we are talking around?

Chairman Rivers: I don't think so. So with that, call the question all those in favor of going into closed session about those items signify by ---- I would by hand vote.

Vice-Chair Powe: No further ---

Chairman Rivers: No further objections?

Councilman Curtis: Going into executive session, is that what you are saying?

Chairman Rivers: Uh, huh.

Vice-Chair Powe: Well we don't have no choice.

Chairman Rivers: Motion, we have three, those opposed ---

Council Member Curtis: I see four.

Chairman Rivers: Oh, I'm sorry.

Council Member Moore: I'm not sure. You need to clarify the motion.

Council Member Bruce E. Rivers: I'm confused.

Chairman Rivers: We have a motion to go into closed session on two issues and so ----

Vice-Chair Powe: If you don't go on one, you can't go on the other.

Chairman Rivers: That's correct because we didn't separate the issues.

Vice-Chair Powe: We got to go into Economic Development period.

Chairman Rivers: Now, if this one fails, we can take a new motion to do it separately.

Council Member Bruce E. Rivers: Well, I personally don't think we need to go into executive session to discuss these people that have been suspended until it's resolved.

Chairman Rivers: I understand that, so you're -----

Council Member Bruce E. Rivers: My votes no.

Chairman Rivers: Your votes no and the votes no otherwise along with Mr. Rivers.

Vice-Chair Powe: I say no on this one.

Chairman Rivers: So motion fails on those two items.

Council Member Curtis: Wait a minute now let's scoot back. I counted Mr. Johnson, Mr. Miller, Ms. Powe and myself.

Vice-Chair Powe: I changed my vote based on the fact that we go back and separate the votes.

Council Member Bruce E. Rivers: If it's worth saying, it's worth saying out loud.

Chairman Rivers: That's me.

Council Member Curtis: I'll say it. I smell a rat and I don't like it.

Chairman Rivers: Well, that's the reason it needs to be said out in public.

Council Member Moore: I'm just confused on what we are going into executive session about.

Council Member Curtis: That's quite alright.

Chairman Rivers: Let me explain the confusion.

Council Member Curtis: Do what you going to do, you going to do it anyway.

Chairman Rivers: Let me explain the confusion because I said at the beginning Mr. Moore we ought to do these individually. I heard some council members say no we need to do them as a cluster, that's the problem because there is no controversy or any discussion about 17(a) Economic Development. There is, however, problems with 17(b) and as we saw 17(c) , so I gave advice to not do them that way and I heard other council members suggest otherwise and that's what we followed and that's why we're in this squander in my opinion. Now, would somebody like to take individual motions then I think that would be, we could get our answers resolved quicker.

Council Member Johnson: Can I say something?

Chairman Rivers: Yes, sir.

Council Member Johnson : I cannot ever remember and I have been here quite a while, any council member asking to go into executive session to discuss whatever, we have always took them as a group. They were never separated like this.

Chairman Rivers: I think you're right

Council Member Johnson: Am I right or wrong?

Chairman Rivers: I think you're right.

Council Member Johnson: That's why I made a motion to do that and I don't understand what all this stuff is about. Anyhow, go ahead and do it the way you doing it.

Chairman Rivers: That would be because we never had, you had one item, contractual, that was clearly not, I mean, we always go in a group because they are pretty self- evident and these aren't . We all agreed the contractual matter shouldn't have been in Executive Session.

Council Member Miller: But we have already discussed that.

Chairman Rivers: Now we going into personnel and it is disputed. I think the problem is some of these items shouldn't have been suggested for closed session. So, you're right with your history but then things got screwed up. So is there, let's do this, is there a motion to go into Executive Session on the Economic Development issue, solely.

Council Member Bruce E. Rivers made a motion to go into Executive Session on the Economic Development issue. Council Member Cole seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

Chairman Rivers: We are going into Executive Session on that shortly. On the second item under personnel, is there a motion to go into Executive Session on the personnel matter.

Council Member Curtis made a motion to go into Executive Session on the personnel matter. Council Member Johnson seconded the motion. Voting in favor of the motion were Council Members Curtis, Johnson and Miller. Voting in opposition of the motion were Council Members Cole, Powe, Moore and Bruce E. Rivers. Motion failed.

Chairman Rivers: 1, 2 3, 4. Motion fails. We now go into executive session on item 17(a).

Council Member Curtis: I tell you, the vote was already made. That's just another example Mr. Chairman of you exerting your will on this Council and on the people of this county and I'm tired of it.

Chairman Rivers: Well, I don't see it that way but -----

Council Member Curtis: I do.

Chairman Rivers: Well that's your opinion but anyway -----

Council Member Curtis: This is a, as far as I know this is democracy, not a dictatorship. You come in here and you got this stuff lined up, you smoke it over. We suppose to be getting a legal attorney, as far as I know this is the d__ attorney right there, that's where we should have got our legal advice from but yall going to do what you want. You've got the votes to get it done. You've already proved that last month, this month, so I don't have a choice, okay, I got to sit here and take it but you ought not to impose your will on staff, employees, this council and certainly the citizens of this county.

Mr. Curtis then left the meeting.

Chairman Rivers: You're up. Alright, with that we are going into executive session on the one item (a) Economic Development at this time.

Council Member Johnson made a motion to exit Executive Session. Council Member Bruce E. Rivers seconded the motion. Voting in favor of the motion was unanimous.

REGULAR SESSION

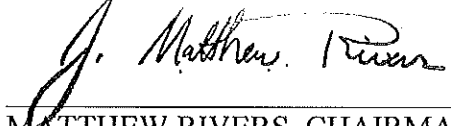
Chairman J. Matthew Rivers reported Council is back in regular session. No action was taken and no motions were made in Executive Session.

Council Member Johnson made a motion that Council send a Letter of Support in support of Project Apple. Council Member Bruce E. Rivers seconded the motion. Voting in favor of the motion was unanimous. Motion passed.

ADJOURN

Council Member Johnson made a motion to adjourn. Council Member Bruce E. Rivers seconded the motion. Voting in favor of the motion was unanimous.

APPROVED:



MATTHEW RIVERS, CHAIRMAN

DATE: August 14, 2013

ATTEST:



SUSIE BOSWELL
CLERK TO COUNCIL